

Murray City Municipal Council Chambers Murray City, Utah

The Municipal Council of Murray City, Utah, met on Tuesday, the 20th day of June 2006 at 6:30 p.m., for a meeting held in the Murray City Council Chambers, 5025 South State Street, Murray, Utah.

Roll Call consisted of the following:

Krista Dunn,	Council Chair
Pat Griffiths,	Council Member
Robbie Robertson,	Council Member - conducted
Jim Brass,	Council Member
Jeff Dredge,	Council Member

Other who attended:

Daniel Snarr,	Mayor
Jan Wells,	Chief of Staff
Frank Nakamura,	City Attorney
Shannon Huff Jacobs,	Council Director
Carol Heales,	City Recorder
Pete Fondaco,	Chief of Police
Craig Burnett,	Deputy Chief of Police
Carson Jarvis,	Police Department
Mike Fernandez,	Police Department
Ben Jones,	Police Department
Roy Halford,	Police Department
Nathan Pentico,	Police Department
Dennis Hamblin,	Community Development
Charles Crutcher,	Power Department
Don Whetzel,	Finance Director
Crystal Liechty,	Murray Journal
Heather Pentico	
Murray Citizens	

Mr. Robertson conducted the meeting

A. OPENING CEREMONIES

A. Opening Ceremonies

1. Pledge of Allegiance

Dave Eyre

2. Approval of Minutes

Minutes of June 6, 2006

Ms. Griffiths made a motion to approve the minutes

Mr. Brass 2nd the minutes

All Ayes

3. Special Recognition(s)

a. Swear in new Police Officers Cameron Jarvis and Nathan Pentico.

Chief Fondaco noted these new officers are replacements for officers who resigned. Cameron Jarvis actually graduates from Police Academy Friday, and they guaranteed the Chief that he was going to pass. Cameron's dad and the Chief started at Murray City Police Department in 1978. Mr. Jarvis left and went in the Secret Service. It is nice to have a Jarvis back before the Chief retires.

Nathan Pentico we took from TSA at the Airport. He was the one holding you up so you couldn't get on the plane. He has guaranteed us that he can move us to the head of the line because he knows everybody out there.

Nathan and Cameron came to the front and Carol Heales, City Recorder swore both officers in.

Both spouses came to the front to do the badge pinning.

Cameron introduced his wife and family.

Nathan introduced his wife Heather and family.

Chief Fondaco noted next month they will swear in 1 Lieutenant, 2 Sergeants, and 3 Officers, so we will take more time for their swearing ins.

All the Council welcomed the new officers.

Mr. Robertson noted public service is one of those things that government really is all about. We appreciate your willingness to serve.

B. CITIZEN COMMENTS (Comments are limited to 3 minutes unless otherwise approved by the Council.)

None

C. CONSENT AGENDA

1. Consider confirmation of the Mayor's appointment of Kelli Kercher to the Disability Resource Advisory Board as a Public/Private Organization Representative to fill the unexpired term of Jacki Harris which expires October 1, 2007.
2. Consider confirmation of the Mayor's appointment of Sherman Davies to the Murray History Advisory Board as an at-large member to fill the unexpired term of Linda Fox which expires August 1, 2007.
3. Consider confirmation of the Mayor's reappointment of James Fischio to the Civil Service Commission for a term expiring June 30, 2012.
4. Consider confirmation of the Mayor's reappointment of Linda Scott to the Personnel Advisory Board for a term expiring June 30, 2009.
5. Consider confirmation of the Mayor's reappointment of Steven Meyer to the Telecommunications Advisory Board for a term expiring June 1, 2009.
6. Consider confirmation of the Mayor's reappointment of Kent Fitzgerald to the Telecommunications Advisory Board for a term expiring June 1, 2009.

Mr. Brass made a motion to approve all of the above appointments and reappointment.

Ms. Dunn 2nd the motion.

Call Vote recorded by Carol Heales.

AYE/NAY

A Mr. Brass
A Ms. Griffiths
A Ms. Dunn
A Mr. Dredge

A Mr. Robertson

Motion passed 5-0

PUBLIC HEARING

6:40 p.m.

Consider a Resolution providing monetary assistance jointly to the Friends of Ken Price, Murray Babe Ruth and Murray Little League pursuant to Section 10-8-2 of the Utah Code.

- a. Staff and sponsor presentations, public comment and discussion prior to Council action on the following matter:

Consider a Resolution providing monetary assistance jointly to the Friends of Ken Price, Murray Babe Ruth and Murray Little League pursuant to Section 10-8-2 of the Utah Code.

Mr. Hill introduced Kevin Hill, Murray's Mr. Baseball, who is the sponsor.

Mr. Hill, is the President of Murray Babe Ruth this year and has been for four or five years. He started with the Liberty League and worked his way up and has been in the program for 10 years. Also, he is on the Board of "Friends of Ken Price," and Commissioner Babe Ruth Program in the Salt Lake City area.

Mr. Hill noted, they have been working on a project for about three or four years to acquire a "World Series" which would be the first ever in Utah for the Murray Babe Ruth Program. It would consist of 13, 14 or 15 year old teams. They are not sure which would consist of that yet. They have gone through the process over the last four years of holding two regional tournaments at the Ken Price Ballpark, basically, those tournaments are the next steps to the World Series.

A committee has gone back to Washington, D.C. to actually experience and go through a World Series of 15-year olds to see what it is going to take to do one.

Mr. Hill continued, they are asking the Council to help out if the funds are available. It is going to cost us \$40,000 to get the World Series here in Murray. They advertise and view the game in town so it will bring a lot of recognition to the Murray area, and a lot of publicity for our area, both in television and also through the newspaper, and a lot of the games are televised.

The Little League and Babe Ruth are coming up with \$10,000, \$5,000 each this year which will be funneled into an account, which will be the Babe Ruth Account. We are just asking for an additional \$30,000 over the next three years,

\$10,000 this year, \$10,000 next year, and \$10,000 the following year for the tournament which will be held in 2009.

Mr. Dredge asked how much it was to get in the tournament.

Mr. Hill answered, the Tournament is \$40,000, which is the initial fee to hold the tournament. After we raise the \$40,000, Mr. Hill is very confident they will have sponsors that will come forth at that point once we have it in writing that they will have a World Series, such as Larry Miller, and some other supporters in Murray that we have contacts with, that we can raise the extra funds. Mr. Hill figures it will cost an additional \$20,000 to \$30,000 in revenue to buy souvenirs, programs, etc. The nice thing about the World Series is that money should all be made back at the end of the World Series. They usually net between \$40,000 to \$60,000 after the World Series is over.

Ms. Dunn noted, Mr. Hill has proposed taking the funding from non-departmental this year. We have already adopted our budget and so how are we proposing for this to take place in the next two years after this? Can it be binding because we will have another Council in two years from now.

Mr. Nakamura noted this is a commitment of \$10,000 only. You cannot bind future Councils. This needs to be done on an annual basis. There's no commitment at all to the next two years.

Ms. Dunn asked the Mayor if it is his intention to come back next year to ask the Council for that.

Mayor Snarr said, absolutely.

Ms. Griffiths recalled in years past Mr. Hill has come to the City with a contribution on behalf of the Friends of Ken Price.

Mr. Hill commented he does remember, he is not sure what that commitment was, but there was a commitment that they give money each year.

Kim Sorensen noted, the Friends of Ken Price has about \$20,000 currently and that money might be used to upgrade to the standards that are needed for the World Series Tournament. That money has filtered through the Friends of Ken Price through their concession stands and their sign sales.

Ms. Dunn mentioned that last year we did not receive any money and this year we haven't received any money, she assumes that money is going into that pot.

PUBLIC COMMENT

None

PUBLIC HEARING CLOSED

- b. Council consideration of the above matter to follow Public Hearing.

Ms. Dunn made a motion to approve the resolution providing monetary assistance jointly to the Friends of Ken Price, Murray Babe Ruth and Murray Little League.

Mr. Brass 2nd the motion.

Call Vote recorded by Carol Heales.

AYE/NAY

A Mr. Brass
A Ms. Griffiths
A Ms. Dunn
A Mr. Dredge
A Mr. Robertson

Motion passed 5-0

PUBLIC HEARING

7:00 p.m.

**Consider an Ordinance relating to Land Use;
amends the Zoning Map for property located
at approximately 5750 South 700 West,
Murray City, Utah from A-1 (Agricultural District)
to R-1-8 (Single-Family Low Density
Residential District) (South Pointe Development)**

- a. Staff and sponsor presentations, public comment and discussion prior to Council action on the following matter:

Consider an Ordinance relating to Land Use; amends the Zoning Map for property located at approximately 5750 South 700 West, Murray City, Utah from A-1 (Agricultural District) to R-1-8 (Single-Family Low Density Residential District) (South Pointe Development)

Staff Presentation: Dennis Hamblin

Mr. Hamblin noted this was an item which was reviewed by the Planning Commission on May 4, 2006. The property is located at 5750 South 7th West, which is on the corner of Tripp Lane and 7th West. The property owner's essential idea would be to subdivide that property if they were to get zoning available into single family home lots.

It is in harmony with the general plan and comes with a favorable recommendation from the Planning Commission on a six to zero vote.

PUBLIC COMMENTS

None

PUBLIC HEARING CLOSED

- b. Council consideration of the above matter to follow Public Hearing.

Mr. Dredge made a motion to adopt the zone change from A-1 (Agricultural) to R-1-8.

Ms Griffiths 2nd the motion

Call Vote recorded by Carol Heales.

AYE/NAY

A Mr. Brass
A Ms. Griffiths
A Ms. Dunn
A Mr. Dredge
A Mr. Robertson

Motion passed 5-0

Public Hearing

7:00 p.m.

**Consider an Ordinance relating to
Land Use; amends the Zoning Map
from R-1-8 to G-O for the property
located at approximately 5801 South
Fashion Boulevard, Murray, Utah.
(Bluewater Properties LLC)**

- a. Staff and sponsor presentations, public comment and discussion prior to Council action on the following matter:

Consider an Ordinance relating to Land Use; amends the Zoning Map from R-1-8 to G-O for the property located at approximately 5801 South Fashion Boulevard, Murray, Utah. (Bluewater Properties LLC)

Staff Presentation: Dennis Hamblin

Mr. Hamblin noted this was reviewed by the Planning Commission on May 4, 2006 and it involves the property on Fashion Blvd. It is an office building build a few years ago. This property is in compliance with the General Plan.

The owners are going to be upgrading so it will be more suitable for an office building.

This was reviewed by the Planning Commission and comes with a favorable recommendation with a 6-0 Vote.

PUBLIC COMMENT

None__

PUBLIC HEARING CLOSED

- b. Council consideration of the above matter to follow Public Hearing.

Ms. Dunn noted there is a significant parking problem along that area. Will this increase parking?

Mr. Jacobson noted parking will be part of their plan.

Mr. Dredge made a motion to change the zone from R-1-8 to G-O.

Ms. Griffiths 2nd the motion.

Call Vote recorded by Carol Heales.

AYE/NAY

A Mr. Brass
A Ms. Griffiths
A Ms. Dunn
A Mr. Dredge
A Mr. Robertson

Motion passed 5-0

E UNFINISHED BUSINESS

None scheduled.

F. NEW BUSINESS

1. Consider an Ordinance amending the FY 2006-2007 Budget pursuant to Utah Code Annotated Section 10.6.126 reducing the General Fund Revenues and appropriation Public Service Department by \$80,000, based on a certified tax rate the recently received from Salt Lake County Auditor.

Mr. Robertson read the following: On June 13, 2006, Murray City Municipal Council adopted Fiscal Year 2006-2007 Budget subject to compliance with Utah Code annotated Title 59 Chapter 2 in accordance with the Budget. Adopting the Budget, the Council stated the property tax increase would be 40.8%, the budget included the total General Fund revenues of \$38,890,000. Based on review of the recent received certified tax rate from Salt Lake County Auditor, the General Revenues in the adopted budget would result in a 42.85% property tax increase contrary to the Council. In order to remain committed to its intent, the Council wants to amend the budget by reducing the General Fund Revenues and appropriations of Public Services Department by \$80,000.

Don Whetzel commented, each year as we go through our Budget process, all we have is what estimated property taxes we will receive. Salt Lake County does not give us the actual Certified Tax Rate until Mid-June. Normally we will adjust that within the budget. In a normal year, we would probably increase sales tax revenues by \$80,000 and decrease property tax by the same amount of money. With our Sale Tax frozen this year by the State Legislature, we didn't have that option. Therefore, we approached the Council and indicated we wanted to reduce this amount by \$80,000 to keep in accordance with the Council intend to 40.8% increase in the property tax.

Ms. Dunn noted Senate Bill 35 is still impacting us.

Mr. Whetzel noted, that is correct.

All Ayes.

2. Consider an Ordinance adopting the Rate of Tax Levies for the Fiscal Year commencing July 1, 2006 and ending June 30, 2007.

Staff Presentor: Don Whetzel, Finance Director

Mr. Whetzel noted the property tax rate for the Library will be set at .000430 which is the Certified Tax Rate to receive from Salt Lake County. The tax rate for the General Fund will be set at .0017733 which is a 40.8% increase over the Certified Tax Rate we received from the County.

Ms Dunn asked Mr. Whetzel how that compared to last year.

Mr. Whetzel answered, last year's was .001440. The actual Certified Tax Rate went down dramatically because the assessed value of the property within Murray and the whole Salt Lake County area has gone up by a healthy 17%.

Mr. Nakamura noted the final approval will be subject to a Truth-in-Taxation hearings which will be held on August 8, 2006.

Mr. Brass made a motion to adopt the Tax Levies as read.

Mr. Dunn 2nd the motion.

Call Vote recorded by Carol Heales.

AYE/NAY

A Mr. Brass
A Ms. Griffiths
A Ms. Dunn
A Mr. Dredge
A Mr. Robertson

Motion passed 5-0

2. Consider a Resolution adjusting the Regular Meeting Schedule of the Murray City Municipal Council for the month of July 2006.

Mr. Robertson noted this Resolution cancels the Meeting for July 11, 2006.

Mr. Brass made a motion to adjust the Regular Meeting Schedule for the month of July 2006

Ms. Griffiths 2nd the motion.

Call Vote recorded by Carol Heales.

AYE/NAY

A Mr. Brass
A Ms. Griffiths
A Ms. Dunn

A Mr. Dredge
A Mr. Robertson

Motion passed 5-0

3. Consider an Ordinance designating certain equipment no longer needed for use by the Power Department due to electrical system upgrades as “Surplus Property” and directing the sale of said equipment.

Staff Presentation: Charles Crutcher, Power Department

Mr. Crutcher noted the Power Department is in the process of converting the 46 KV to 138 KV and in so doing will have certain equipment, namely the transformers, for sale. This equipment is only good for those city utilities which operate at 46KV level. We anticipate we will be able to sell two if not three of the five transformers to other municipalities in the state. If we don't sell, we would go out for bid and advertise nationally. There are several companies in the country that deal with surplus equipment and we would send bids out to them.

We are asking for approval to go ahead and deem this equipment surplus so that we can go out for bids and dispose of this equipment for profit rather than scrap it out as surplus.

Mr. Brass commented that Utah Power is discontinuing 46 KV service to the municipalities, they are all going to get hit in the near future. That tends to limit local availability.

Mr. Crutcher noted he knows that Utah Power has operating agreements because they just signed one. Any upgrades to one from 46KV will need voltage upgrades and would be the responsibility of the cities. Mr. Crutcher noted Utah Power is in the process of moving from the 46 KV to 138 KV, he is not sure when it will take. There are two cities right now that are going to purchase transformers for installation next spring. The two transformers they are most interested in are two that are set in our Mall Substation.

Mr. Robertson asked if those were the only items available for surplus?

Mr. Crutcher said no, those were the big ticket items.

Mr. Robertson read what was on the list: 5 Transformers, 11 Breakers, 1 Circuit Switch, 10 Regulators.

Ms. Dunn asked is this a result of the upgrade to 138 KV.

Mr. Crutcher answered yes it is.

All of those items are in service right now.

Mr. Robertson asked if they have to come off line before we can sell them.

Mr. Crutcher said the list shows the availability date. The first ones would be in October when we take down the Mall Substation, and start converting that substation over. The next one would be available in December/January. The Vine would be available in March/April, that one would be available.

Mr. Brass made a motion to adopt the Ordinance designating certain equipment no longer needed as "Surplus."

Ms. Dunn 2nd the motion.

Call Vote recorded by Carol Heales.

AYE/NAY

A Mr. Brass
A Ms. Griffiths
A Ms. Dunn
A Mr. Dredge
A Mr. Robertson

Motion passed 5-0

G. MAYOR

1. Report

- ✓ Mayor Snarr noted 4800 South & Vine Street has the asphalt put down. They did work over the weekend on 4800 South. Geneva Rock is a good contractor.
- ✓ Mayor Snarr thanked Doug Hill and his staff for getting Cottonwood Street to the point where hopeful, sometime in July it will be completed.

2. Questions of the Mayor

H. ADJOURNMENT

Recorded by Carol Heales, City Recorder.

